

#### **§ 3583.5**

subpart without regard to the quantity or quality of the mineral deposit that may be present therein.

#### **§ 3583.5 Disposal of materials.**

Materials within the public lands covered by regulations in this subpart which are not subject to the provisions of §§3583.1-1 and 3583.1-2 of this title shall be subject to disposal under the Materials Act of 1947, as amended (30 U.S.C. 601 *et seq.*), subject to the conditions and limitations on occupancy and operations prescribed for leases in this subpart.

[51 FR 15213, Apr. 22, 1986; 51 FR 25204, July 11, 1986]

### **Subpart 3584—Reserved Minerals in Lands Patented to the State of California for Park or Other Public Purposes**

#### **§ 3584.0-3 Authority.**

Authority for leasing reserved minerals in certain lands patented to the State of California for park or other purposes is cited under §3500.0-3(c)(2) of this title.

#### **§ 3584.1 Lands to which applicable.**

The regulations in this subpart apply to certain lands patented to the State of California for park and other public purposes.

#### **§ 3584.2 Minerals to be leased.**

Leasable and hardrock minerals are subject to lease under this subpart.

#### **§ 3584.3 Other applicable regulations.**

Subject to regulations in this subpart, the regulations in parts 3500, 3510, 3520, 3530, 3540, 3550 and 3560 of this title shall govern the leasing of all leasable and hardrock minerals within the area.

[51 FR 15213, Apr. 22, 1986; 51 FR 25205, July 11, 1986]

#### **§ 3584.4 Notice of application.**

The authorized officer shall notify the surface owner of each application received. Notice of any proposed competitive lease sale shall be given to the surface owner prior to publication of notice of sale. Should the surface owner object to leasing of any tract for

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reasons determined by the authorized officer to be satisfactory, the application shall be rejected and the lands shall not be offered for lease sale.

#### **§ 3584.5 Protection of surface.**

All leases issued pursuant to this subpart shall be conditioned upon compliance by the lessee with all the laws, rules and regulations of the State of California for the safeguarding and protection of plant life, scenic features and park or recreational improvements on the lands, where not inconsistent with the terms of the lease or this section. The lease also shall provide that any mining work performed upon the lease shall be located in accordance with any requirements of the State necessary for the protection of the surface rights and uses and so conducted as to result in the least possible injury to plant life, scenic features and improvements and that, upon completion of the mining operation, all excavations, including wells, shall be closed and the property shall be conditioned for abandonment to the satisfaction of the surface owner. The lease shall further provide that any use of the lands for ingress to and egress from the mine shall be on a route approved in writing by the State's authorized representative.

#### **§ 3584.6 Terms of lease.**

Leases for hardrock minerals shall issue for a period of 5 years with a preference in the lessee for renewal for a term of 5 years at the end of the initial term and at the end of each 5 year period thereafter (See subpart 3566).

### **Subpart 3585—White Mountains National Recreation Area, Alaska**

#### **§ 3585.0-3 Authority.**

(a) Authority for leasing minerals in the White Mountains National Recreation Area—Alaska is found in §3500.0-3(c)(5) of this title.

(b) Authority for approving exploration licenses is section 302(b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1732(b)).